

Rev 01/04

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : XAVIER CATRY, ET AL.
Application No. : 10/814,658
Filed : March 31, 2004
Confirmation No. : 5982
For : MACHINE FOR MAKING A NON-WOVEN MATERIAL BY
AEROLOGICAL MEANS USING A DISPERSIVE AIRFLOW
Examiner :
Attorney's Docket : BDLLE-456XX

TC Art Unit: 3765

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 8-12-4.

By: Charles L. Gagnebin III
Charles L. Gagnebin III
Registration No. 25,467
Attorney for Applicant(s)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

It is desired to cite for the record in this application the enclosed references listed on the attached copy of PTO Form #1449. The paragraph(s) marked below are applicable to this Information Disclosure Statement.

[] (1) Pursuant to 37 C.F.R. § 1.97(b)(1) and (2), the attached Information Disclosure Statement is being filed within three months of the filing date of the above identified national application or within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 of the above identified application. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.

Application No.: 10/814,658
Filed: March 31, 2004
TC Art Unit: 3765
Confirmation No.: 5982

[X] (2) Pursuant to 37 C.F.R. § 1.97(b)(3), applicant(s) believes the attached Information Disclosure Statement is being filed before the mailing date of a first Office action on the merits. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.

[] (3) Pursuant to 37 C.F.R. § 1.97(b)(4), applicant(s) believes the attached Information Disclosure Statement is being filed before the mailing date of a first Office action after the filing of a request for continued examination under § 1.114. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.

[] (4) Pursuant to 37 C.F.R. § 1.97(c), the attached Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by:
[] a statement under 37 CFR § 1.97(e); or
[] the fee set forth in § 1.17(p).

PETITION UNDER 37 CFR § 1.97(d)

[] (5) Pursuant to 37 CFR § 1.97(d), applicant(s) hereby petitions the Commissioner to consider the attached Information Disclosure Statement which is being filed on or before payment of the issue fee. This petition is accompanied by a statement under 37 C.F.R. § 1.97(e) and the petition fee set forth in 37 C.F.R. § 1.17(p).

STATEMENT UNDER 37 C.F.R. § 1.97(e)(1)

[] (6) The undersigned hereby states that each item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

STATEMENT UNDER 37 C.F.R. § 1.97(e)(2)

[] (7) The undersigned hereby states that no item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, no item of

Application No.: 10/814,658
Filed: March 31, 2004
TC Art Unit: 3765
Confirmation No.: 5982

information contained in the attached Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Where the status of the application has changed, unknown to the applicant, such that the boxes checked are no longer applicable, the Commissioner is authorized to accept this submission with any additional fees required by that change charged to Deposit Account No. 23-0804.

The filing of this Information Disclosure Statement is not a representation by the undersigned as to personal knowledge of the contents of every word or phrase of the material enclosed or that reliance on other suitably trained professionals has not been made.

If a search report of a searching agency is enclosed identifying the nature of the relevance of each document, such a designation is deemed to satisfy 37 C.F.R. § 1.98(a)(3) even if in a foreign language because the codes are the same in all languages. However, applicant(s) does not necessarily adopt the position reflected by that report.

These references were cited in a French Search Report (copy enclosed) which issued in corresponding French Application No. 03 04048 filed April 1, 2003.

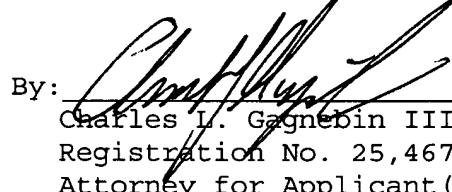
Three references (US 4,097,965, EP 0 093 585 and FR 2 824 082) are discussed in the specification of the above-identified application. [Note: US 4,475,271 is the equivalent of EP 0 093 585.]

Application No.: 10/814,658
Filed: March 31, 2004
TC Art Unit: 3765
Confirmation No.: 5982

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 23-0804. Triplicate copies of this letter are enclosed.

Respectfully submitted,

XAVIER CATTRY, ET AL.

By: 

Charles L. Gagnebin III
Registration No. 25,467
Attorney for Applicant(s)

WEINGARTEN, SCHURGIN,
GAGNEBIN & LEBOVICI LLP

Ten Post Office Square
Boston, Massachusetts 02109
Telephone: (617) 542-2290
Telecopier: (617) 451-0313

CLG/mc/304030-1
Enclosure

Date: July 28, 2004

Page 1 of 1

(REV. 05/03)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>	ATTY. DOCKET NO.	APPLICATION NO.	
		BDLLE-456XX	10/814,658	
		APPLICANT: Xavier Catry, et al.		
		FILING DATE March 31, 2004	TC ART UNIT 3765	

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	PUBLICATION/ ISSUE DATE	NAME	CLASS	SUBCLASS	FILING DATE
	* US 4,097,965	07/04/1978	Gotchel et al			
	** US 4,475,271	10/09/1984	Goyal et al			
	US 5,361,451	11/08/1994	Fehrer			
	US 2002/0086072 A1	07/04/2002	Clark et al			
	US 4,432,714	02/21/1984	Forry et al			
	US 6,195,845	03/06/2001	Dupont et al			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	YES	NO
	* EP 0 093 585	11/9/1983	EPO				X	
	* FR 2 824 082	10/31/2002	France					X
	AT 395 610	02/25/1993	Austria					X

OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)

EXAMINER**DATE CONSIDERED**

*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

CLG/mc/304031-1

*** References discussed in specification****** US 4,475,271 is the United States equivalent of * EP 0 093 585****FOREIGN REFERENCES ARE ENCLOSED**